

c. Melody



The Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: Professional Carpet Service--Claim for Lost Profits
File: B-221808.2
Date: September 17, 1986

DIGEST

Claim for reimbursement of lost profits is denied since there is no legal basis for allowing recovery of lost profits even if claimant was wrongfully denied award of a contract.

DECISION

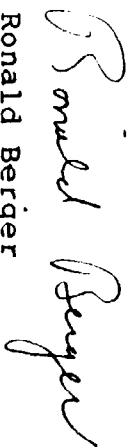
Professional Carpet Service requests reimbursement for lost profits in connection with invitation for bids (IFB) No. F49642-86-B-0142, issued by the Air Force for removal and installation of government-furnished carpet at Bolling Air Force Base, Washington, D.C. We deny the claim.

We sustained Professional's protest concerning award of a contract under the IFB, finding that the Air Force should have acquired the services under Professional's mandatory Federal Supply Schedule contract. Professional Carpet Service, B-221808, Apr. 23, 1986, 86-1 CPD ¶ 399. Because the contract awarded under the IFB had been substantially completed, we did not recommend any corrective action with regard to the procurement. We found that Professional was entitled to the costs of filing and pursuing the protest, since it had been unreasonably excluded from the procurement. See Bid Protest Regulations, 4 C.F.R. § 21.6(e) (1986).

Professional now requests reimbursement of lost profits in the amount of \$32,735.71. There is no legal basis for allowing recovery of lost profits, however, where a bidder is wrongfully denied the award of a contract. Introl Corp., 64 Comp. Gen. 672 (1985), 85-2 CPD ¶ 35.

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The claim is denied.

A handwritten signature in cursive script, reading "Ronald Berger".

Ronald Berger
Deputy Associate
General Counsel